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7

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11  
12 Plaintiff,  
13  
14 v.  
15 SHAE BELEN ORTEGA,  
Defendant.

Case No. 2:24-mj-00474-MDC  
ORDER GRANTING  
**STIPULATION TO CONTINUE  
MOTION DEADLINES AND BENCH  
TRIAL**  
(First Request)

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
18 United States Attorney, and Skyler Pearson, Assistant United States Attorney, counsel for the  
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Martin  
20 Novillo, Assistant Federal Public Defender, counsel for Shae Belen Ortega, that the bench trial  
21 scheduled for November 13, 2024 at 9:00 a.m., be vacated and set to a date and time convenient  
22 to this Court, but no sooner than thirty (30) days.

23 IT IS FURTHER STIPULATED AND AGREED, that the parties herein shall have to  
24 and including November 6, 2024, to file any and all pretrial motions and notices of defense.

25 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
26 shall have to and including November 20, 2024, to file any and all responsive pleadings.

1 IT IS FURTHER STIPULATED AND AGREED, by and between the parties, that they  
2 shall have to and including November 27, 2024, to file any and all replies to dispositive motions.

3 The Stipulation is entered into for the following reasons:

4 1. Counsel for the defendant recently received discovery in this case and needs  
5 additional time to conduct investigation in order to determine whether there are any pretrial  
6 issues that must be litigated and whether the case will ultimately go to trial or will be resolved  
7 through negotiations.

8 2. The defendant is not incarcerated and does not object to the continuance.

9 3. The parties agree to the continuance.

10 4. The additional time requested herein is not sought for purposes of delay, but  
11 merely to allow counsel for defendant sufficient time within which to be able to effectively and  
12 complete investigation of the discovery materials provided.

13 5. Additionally, denial of this request for continuance could result in a miscarriage  
14 of justice. The additional time requested by this Stipulation is excludable in computing the time  
15 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
16 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
17 Section 3161(h)(7)(B)(i), (iv).

18 This is the first stipulation to continue filed herein.

19 DATED this 7th day of October, 2024.

20 RENE L. VALLADARES  
21 Federal Public Defender

JASON M. FRIERSON  
United States Attorney

22 By /s/ Martin Novillo

By /s/ Skyler Pearson

23 MARTIN NOVILLO  
Assistant Federal Public Defender

SKYLER PEARSON  
Assistant United States Attorney

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
SHAE BELEN ORTEGA,  
  
Defendant.

Case No. 2:24-mj-00474-MDC

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER**

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Counsel for the defendant needs additional time to conduct investigation in this case in order to determine whether there are any pretrial issues that must be litigated and whether the case will ultimately go to trial or will be resolved through negotiations.

2. The defendant is not incarcerated and does not object to the continuance.

3. The parties agree to the continuance.

4. The additional time requested herein is not sought for purposes of delay, but merely to allow counsel for defendant sufficient time within which to be able to effectively and complete investigation of the discovery materials provided.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code, Section 3161(h)(7)(B)(i), (iv).

**CONCLUSIONS OF LAW**

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

The continuance sought herein is excludable under the Speedy Trial Act, Title 18, United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18, United States Code, § 3161(h)(7)(B)(i), (iv).

**ORDER**

IT IS THEREFORE ORDERED that the parties herein shall have to and including November 6, 2024 to file any and all pretrial motions and notice of defense.

IT IS FURTHER ORDERED that the parties shall have to and including November 20, 2024 to file any and all responses.

IT IS FURTHER ORDERED that the parties shall have to and including November 27, 2024 to file any and all replies.

IT IS FURTHER ORDERED that the bench trial currently scheduled for November 13, 2024, at the hour of 9:00 a.m., be vacated and continued to December 18, 2024 at the hour of 9:00 a.m. in LV Courtroom 3A.

DATED this 8th day of October, 2024.

  
UNITED STATES MAGISTRAITE JUDGE